

ONEIDA COUNTY PLANNING and DEVELOPMENT COMMITTEE
JULY 5, 2017
COUNTY BOARD ROOM – 2ND FLOOR
ONEIDA COUNTY COURTHOUSE
RHINELANDER, WI 54501

Members present: Scott Holewinski, Billy Fried, Mike Timmons, Dave Hintz, and Jack Sorensen

Members absent: None

Department staff present: Karl Jennrich, Zoning Director; Pete Wegner, Assistant Director; Julie Petraitis, Program Assistant

Other county staff present: Brian Desmond, Corporation Counsel

Guests present: See sign in sheet.

Call to order.

Chairman Scott Holewinski called the meeting to order at 12:30 p.m., in accordance with the Wisconsin Open Meeting Law.

Approve the agenda.

Motion by Jack Sorensen, second by Mike Timmons to approve the Amended Agenda. With all members present voting “aye”, the motion carried.

It is anticipated that the committee may meet in closed session pursuant to Wisconsin Statutes, Section 19.85 (1)(g), conferring with legal counsel concerning strategy to be adopted by the governmental body with respect to litigation in which it is or is likely to become involved. A roll call vote will be taken to go into closed session.

- a. Violations of Section 9.94 (A)(2)(d)((2)) – Outside view corridor, Section 9.95 (A)(1) – Land disturbance outside view corridor and 9.82 (C) – Failure to comply with permit requirements in the Town of Minocqua.
- b. Violation of Section 9.32 Construction without benefit of a zoning permit and Section 9.71 Side yard and rear yard Setbacks in the Town of Crescent.
- c. Violations of Section 9.94(A) – OHWM Setback Requirements in the Town of Nokomis.
- d. Violations of Section 9.94(A) – OHWM Setback Requirements in the Town of Nokomis.
- e. Violations of Section 9.94 (A) – OHWM Setback Requirements in the Town of Nokomis.
- f. Violations of Section 9.95 (A) (1) – Land Disturbance Outside View Corridor and 9.82 (C) – Failure to comply with permit requirements in the Town of Nokomis.

- g. Violations of Section 994 (A) – OHWM Setback Requirements and Section 9.71 Side yard and rear yard setbacks in the Town of Nokomis.
- h. Violations of Section 9.98 Piers and other Berth Structure in the Town of Lake Tomahawk.
- i. Violations of Section 9.98 Piers and Other Berth Structures in the Town of Minocqua.

Motion by Mike Timmons, second by Jack Sorensen to go into closed session. With all member voting “aye”, on roll call vote the motion carried.

A roll call vote will be taken to return to open session.

Motion by Jack Sorensen, second by Mike Timmons to return to open session. With all members voting “aye”, on roll call vote the motion carried.

Announcement of any action taken in closed session. **No action was taken.**

Public comments. **Bill Liebert spoke.**

Approve meeting minutes of June 14, 2017. **Motion by Jack Sorensen, second by Mike Timmons to approve the meeting minutes of June 14, 2017. With all members present voting “aye”, the motion carried.**

Staff attendance to testify on possible legislation related to sanitary districts for summer resorts.

Representative Swearingen requested Mr. Jennrich to testify on this matter.

Motion by Jack Sorensen, second by Dave Hintz to approve up to two people to attend the legislation meeting as requested. With all members present voting “aye”, the motion carried.

Resolution #5-2017, a rezone in the Town of Three Lakes. The committee will be reviewing Resolution #5-2017 to forward to the Oneida County Board of Supervisors.

Motion by Mike Timmons, second by Dave Hintz to approve Resolution #5-2017 and forward to the Oneida County Board of Supervisors. With all members present voting “aye”, the motion carried.

Discuss the staffing and hours of operation for the Minocqua branch zoning office.

Discussion only.

Discuss the Planning and Zoning policy concerning the acceptance of zoning and/or Private Onsite Wastewater Treatment Systems complaints. The Department is currently not accepting anonymous complaints.

No action taken.

Refunds. **None.**

Line item transfers, purchase orders, and bills. **Motion by Mike Timmons, second by Jack Sorensen to approve the bills as submitted. With all members present voting “aye”, the motion carried.**

Approve future meeting dates: **July 19 and August 2, 2017.**

Public comments. **Bill Liebert spoke.**

Future agenda items. **As discussed.**

CONDUCT PUBLIC HEARING ON THE FOLLOWING:

Non-Metallic Reclamation Plan filed by Briggs Bulldozing Co., LLC on property described as part of NE NE lying N of railroad right-of-way, Section 30, T36N, R11E, PIN MO 751-A, Town of Monico.

Mr. Jennrich read the notice of public hearing into the record. The notice was published in the Northwoods River News on June 20 and June 27, 2017. Notice of publication is contained in the file.

It was posted on the Courthouse bulletin board on June 15, 2017

Correspondence in the file includes correspondence with the Highway Commissioner, Bruce Stefonek, regarding fees for the non-metallic mine.

This is in the Town of Monico, which an unzoned Town.

Chairman Holewinski opened the public portion of the public hearing.

Karl Weis spoke.

Chairman Holewinski closed the public portion of the public hearing.

Motion by Mike Timmons, second by Billy Fried to instruct Karl Jennrich to do an on-site at the pit and bring recommendations back to the committee. With all members present voting “aye”, the motion carried.

Ordinance Amendment #7-2017 authored by the Planning and Development Committee to amend Section 9.42, CUP Application Review Process, of the Oneida County Zoning and Shoreland Protection Ordinance as follows:

Additions noted by underline; Deletions noted by ~~strikethrough~~

9.42 CUP APPLICATION REVIEW PROCESS (Amend #2-2008, 9-2009)

Sections A – D remain unchanged and sections F – H remain unchanged.

E. General Standards for Approval of CUP

No application for a CUP shall be approved or conditionally approved, unless the Committee finds that the following standards are fulfilled:

- ~~8.~~ 4. The establishment, maintenance or operation of the conditional use will not be detrimental to or endanger the public health, safety, morals, comfort or general welfare.
- ~~9.~~ 2. The uses, values and enjoyment of neighboring property shall not be substantially impaired or diminished by the establishment, maintenance or operation of the conditional use.
- ~~1.~~ ~~3.~~ The proposed conditional use is compatible with the use of adjacent land and any adopted local plans for the area.
- ~~2.~~ 4. The establishment of the conditional use will not impede the normal and orderly development and improvement of the surrounding property for uses permitted in the district.
- ~~3.~~ 5. Adequate utilities, access roads, drainage and other necessary site improvements have been or will be provided for the conditional use.
- ~~4.~~ ~~6.~~ Adequate measures have been or will be taken to provide ingress and egress so as to minimize traffic congestion in the public streets.
- ~~5.~~ 7. The conditional use shall conform to all applicable regulations of the district in which it is located.
- ~~6.~~ 8. The conditional use does not violate shoreland or floodplain regulations governing the site.
- ~~7.~~ 9. Adequate measures have been or will be taken to prevent and control water pollution, including sedimentation, erosion and runoff.

Mr. Jennrich read the notice of public hearing into the record. The notice was published in the Northwoods River News on June 20 and June 27, 2017. Notice of publication is contained in the file.

It was posted on the Courthouse bulletin board on June 15, 2017

There is no correspondence in the file.

Chairman Holewinski opened the public portion of the public hearing.

Bill Liebert spoke.

Chairman closed the public portion of the public hearing.

Motion by Jack Sorensen, second by Dave Hintz to keep the numberss as is. With four members voting “aye” and one member voting “nay”, the motion carried.

Adjourn.

2:45 p.m. There being no further matters to lawfully come before the Committee, a motion was made by Mike Timmons, second by Dave Hintz to adjourn the meeting. With all members present voting “aye”, the motion carried.

Chairman Scott Holewinski

Karl Jennrich
Planning & Zoning Director